IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR

Second Appeal No.352/05

Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.	**Court's or Judge's Orders.**

CORAM : **A.P. Lavande,J**
DATE : 16th August, 2006

Heard Shri H. R. Dhumale, learned counsel appearing on behalf of the appellants.

2. This appeal is directed against the Judgment and decree dated 31.1.2004 passed by the 11th Ad hoc Additional District Judge, Nagpur in Regular Civil Appeal No. 414/95. By the common Judgment dated 31.1.2004 the lower appellate Court has disposed of the Regular Civil Appeal No. 414/95 and Regular Civil Appeal No. 432/95. Regular Civil Appeal No. 414/95 was preferred by the respondents herein whereas Regular Civil Appeal No. 432/95 was preferred by Prabhakarrao Pultamkar through whom the present appellants claim.

The Second Appeal No. 417/04 preferred by the legal representatives of Prabhakarrao Pultamkar i.e. the present appellants against the Judgment and decree passed in Regular Civil Appeal No. 432/95 has been dismissed by this court at admission stage by order dated

18th July, 2006 confirming the impugned judgment.

That being the position, the common Judgment dated 31.1.2004 stands confirmed by dismissal of the said appeal. In view of the dismissal of the said appeal, the present appeal also deserves to be dismissed in limine for the same reasons. I deem it not necessary to reproduce the reasons for dismissing the present appeal in view of the order dated 18th July, 2006 passed by this court while dismissing summarily the Second Appeal No. 417 of 2004. In view of the above, the second appeal stands summarily rejected.

Judge

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